

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
BRYSON CITY DIVISION  
2:08cv29**

**PAUL FAGAN; and EVELYN FAGAN, )**

**Plaintiffs, )**

**Vs. )**

**ORDER**

**UNITRIN AUTO AND HOME )**

**INSURANCE COMPANY d/b/a )**

**Kemper, a Unitrin Business, )**

**Defendant. )**

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**THIS MATTER** is before the court on the joint Motion for the Substitution of Defendant's Party Name. Having considered the joint motion and reviewed the pleadings, the court enters the following Order.

**ORDER**

**IT IS, THEREFORE, ORDERED** that the joint Motion for the Substitution of Defendant's Party Name (#11) is **GRANTED**, the caption is changed to properly reflect the correct name of the defendant, and plaintiff is **GRANTED** leave to file an Amended Complaint to make similar corrections within 10 days of receipt of this Order.

Signed: December 5, 2008

Dennis L. Howell

Dennis L. Howell  
United States Magistrate Judge

